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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,)
)
Plaintiff,)
)
v.)
)
JESUS CISNEROS ALVAREZ,)
)
Defendant.)

No. CR 11-0716 WHA

**STIPULATION AND ~~PROPOSED~~
ORDER EXCLUDING TIME UNDER 18
U.S.C. § 3161**

On November 22, 2011, the parties in this case appeared before the Court. At that time, the Court set the matter to January 10, 2012. The parties have agreed to exclude the period of time between November 22, 2011 and January 10, 2012, from any time limits applicable under 18 U.S.C. § 3161. The parties represented that granting the exclusion would allow the reasonable time necessary for effective preparation of counsel. *See* 18 U.S.C. § 3161(h)(7)(B)(iv). The parties also agree that the ends of justice served by granting such an exclusion of time outweigh the best interests of the public and the defendant in a speedy trial. 18 U.S.C. § 3161(h)(7)(A).

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STIPULATION & ~~PROPOSED~~ ORDER EXCLUDING TIME
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1 At the hearing, the Court made findings consistent with this agreement.

2 SO STIPULATED:

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4 MELINDA HAAG
United States Attorney

5
6 DATED: January 13, 2012

7 /s/
LOWELL C. POWELL
Special Assistant United States Attorney

8
9 DATED: January 13, 2012

10 /s/
GALIA PHILLIPS
Attorney for JESUS CISNEROS ALVAREZ

~~PROPOSED~~ ORDER

For the reasons stated above and at the November 22, 2011 hearing, the Court finds that the exclusion from the time limits applicable under 18 U.S.C. § 3161 of the period from November 22, 2012 through January 10, 2012 is warranted and that the ends of justice served by the continuance outweigh the best interests of the public and the defendant in a speedy trial. 18 U.S.C. §3161(h)(7)(A). Denying the requested exclusion of time would deprive the parties of the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. §3161(h)(7)(B)(iv).

IT IS SO ORDERED.



Dated: January 17, 2012.

William Alsup
UNITED STATES DISTRICT JUDGE